



UNITED STATES
PATENT AND
TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY
AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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DEC - 4 2002

MARK L BOSSE
GILEAD SCIENCES INC
333 LAKESIDE DRIVE
FOSTER CITY CA 94404

#11

In re Application of
Chong U. Kim
Serial No.: 09/555,442
Filed: May 31, 2000
Attorney Docket No.: 237US

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: WITHDRAWAL OF ABANDONMENT
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This is in response to the petition under 37 CFR 1.181, filed August 6, 2002, requesting withdrawal of the holding of abandonment of the above identified application.

A review of the file history shows that the examiner mailed a first Office action to applicant on November 19, 2001, setting a three month shortened statutory period for reply. On May 10, 2002, the examiner held a telephone interview with applicant in which applicant apparently indicated that the application was to go abandoned. On May 15, 2002, (prior to the expiration of the six month statutory period for reply) the examiner mailed a Notice of Abandonment to applicant referencing the telephone interview. Applicant actually replied on May 20, 2002 (Monday), the last day of the statutory reply period with an amendment and a request and fee for a three month extension of time. In view of the reply the mailing of the Notice of Abandonment was improper and is withdrawn and the application restored to pending status with the mailing of this decision.

Applicants' petition is **GRANTED**.

The application will be forwarded to the examiner for further consideration.

No petition fee is due for this petition and the petition fee paid of \$1280.00 will be credited to applicants' Deposit Account No. 07-1250, as directed.

Should there be any questions with regard to this letter please contact William R. Dixon, Jr. by letter addressed to the Director, Technology Center 1600, Washington, DC 20231, or by telephone at (703) 308-3824 or by facsimile transmission at (703) 305-7230.


Bruce M. Kisliuk

Director, Technology Center 1600